



AIR QUALITY DEPARTMENT
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Notice:
**Informal Stakeholder Workshops,
Oral Proceedings, Public Hearings
Fourth Quarter 2005**

Maricopa County Air Quality Department will conduct Informal Stakeholder Workshops, Oral Proceedings, and Public Hearings regarding the Maricopa County Air Pollution Control Regulations according to the schedule provided in this notice. The information in this notice is also posted on the Internet at <http://www.maricopa.gov/aq/Default.aspx> (please note the web site address is new!) and is also announced on Maricopa County's Workshop Update Line at 602.506.0169.

If the information in this notice changes, the change(s) will be posted on the Internet (at the web site address listed above). You may sign-up to receive free E-mail notification, when changes are made at the web site address listed above, by clicking-on the icon that is on the web site address listed above. The icon looks like this:



All **Workshops** and **Oral Proceedings** are held at **1001 North Central Avenue, Phoenix, Arizona, Room #560** unless otherwise noted. Draft rules are available at 1001 North Central Avenue, Suite #695, Phoenix, Arizona, and on the Internet at <http://www.maricopa.gov/aq/RULES/workshops.asp> (scroll down the calendar to desired rule). All Notices Of Proposed Rulemaking are published in the Arizona Administrative Register and are posted on the Internet at http://www.azsos.gov/public_services/Register/contents.shtm. **Public Hearings** are held at **Maricopa County Board of Supervisors' Auditorium, 205 West Jefferson Street, Phoenix, Arizona**. For rules going to Public Hearing, a summary of the proposed action, a summary of comments and departmental responses, and a demonstration of compliance with A.R.S. §49 Subpart 112(A) or 112(B) are available along with the draft rules at 1001 North Central Avenue, Suite #695, Phoenix, Arizona.

Rules are effective as of the date of approval by the Board of Supervisors unless an effective date for certain revisions is otherwise noted within the text of the rule.

A sign language interpreter, alternative form materials, or infrared assistive listening devices will be made available at the Public Workshops and Hearings upon request with 72 hours notice. Additional reasonable accommodations will be made available to the extent possible within the time frame of the request. Requests should be made to 602.506.6710.

Maricopa County Air Quality Division Rule Writers

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O C T O B E R 2 0 0 5

DATE	EVENT	DRAFT RULE AVAILABLE OR NOTICE OF PROPOSED RULEMAKING PUBLISHED	COMMENTS DUE	CONTACT
10/20/05 9 am	Informal Stakeholder Workshop Rule 322 Power Plant Operations Rule 323 Fuel Burning Equipment From Industrial/Commercial/Institutional (ICI) Sources And 324 Stationary Internal Combustion Engines	Draft Rules 322, 323, And 324 Available 10/06/05	11/04/05	Patricia Nelson 602.506.6709

Rule Summaries For Informal Stakeholder Workshops Scheduled In October 2005

Rule 322, Rule 323, And Rule 324

Maricopa County is proposing to amend Rule 322-Power Plant Operations, Rule 323-Fuel Burning Equipment From Industrial/Commercial/Institutional (ICI) Sources, and Rule 324-Stationary Internal Combustion Engines in order to make some administrative changes. New revisions to the proposed rules include a requirement to perform Method 202 in order to quantify condensable particulate emissions.

N O V E M B E R 2 0 0 5

DATE	EVENT	DRAFT RULE AVAILABLE OR NOTICE OF PROPOSED RULEMAKING PUBLISHED	COMMENTS DUE	CONTACT
11/10/05 9 am	Informal Stakeholder Workshop Rule 200 Permit Requirements	Draft Rule 200 Available 10/27/05	11/23/05	Johanna M. Kuspert 602.506.6710
11/17/05 9 am	Informal Stakeholder Workshop Rule 242 Emission Reduction Credits For Paving Unpaved Roads	Draft Rule 242 Available 11/03/05	12/02/05	Patricia Nelson 602.506.6709

Rule Summaries For Informal Stakeholder Workshops Scheduled In November 2005

Rule 200 - Permit Requirements

Originally when Maricopa County began the rulemaking process to revise Rule 200, Maricopa County was proposing to amend Rule 200 in order to clarify permit transfer requirements for Non-Title V sources and Title V sources, to revise requirements for earthmoving permits so that such requirements would match Rule 310-Fugitive Dust effective April 7, 2004, and to add, delete, or modify other sections in Rule 200 and/or additional rules as necessary.

After conducting the first Public Workshop on February 24, 2005, Maricopa County added to this list of Rule 200 revisions - to add criteria regarding a "special event" permit. Although clarifying permit transfer requirements and revising the requirements for earthmoving permits were still part-of the revisions being proposed to Rule 200, the next three Public Workshops proceeded to entail lengthy discussions about the "special event" permit and to focus mostly on how "special event" should be defined and what the "special event" permit itself should "permit".

After Public Workshop #4 conducted on May 26, 2005, Maricopa County conducted a staff meeting to discuss how to interpret Rule 200 regarding permit transfers for general permits. During this staff meeting, Maricopa County staff agreed that Rule 200 should be re-formatted and/or re-arranged, so that all the information and requirements for each type of

Continued
Rule Summaries For Informal Stakeholder Workshops Scheduled In November 2005

Rule 200 - Permit Requirements

permit (i.e., Title V Permit, Non-Title V Permit, General Permit, Dust Control Permit, Special Event Permit, and Permit To Burn) be located/described in the section titled/headed for that specific permit (i.e., all the information and requirements for a Title V Permit should be located/described under the section titled/headed "Title V Permit").

During subsequent Public Workshops, Maricopa County will propose to clarify permit transfer requirements for Non-Title V sources and Title V sources, to revise requirements for earthmoving permits so that such requirements will match Rule 310-Fugitive Dust effective April 7, 2004, to add criteria regarding a "special event" permit, and to re-format and/or re-arrange Rule 200, so that all the information and requirements for each type of permit (i.e., Title V Permit, Non-Title V Permit, General Permit, Dust Control Permit, Special Event Permit, and Permit To Burn) are located/described in the section titled/headed for that specific permit (i.e., all the information and requirements for a Title V Permit will be located/described under the section titled/headed "Title V Permit").

Rule 242 - Emission Reduction Credits For Paving Unpaved Roads

Maricopa County is proposing to conduct another Public Workshop on Rule 242. Maricopa County is proposing the rule in order to meet an EPA request that states that offset requirements for unpaved roads in the PM₁₀ nonattainment area be federally enforceable. This rule will only affect existing sources that plan to make "major" modifications and new "major" sources that are required to offset their proposed emissions.

One workshop has already been conducted. The EPA and Maricopa County have been discussing which value (the default value in AP-42 or the actual silt testing value that was obtained by testing in 1995) should be used for the amount of surface material silt content in the formula for calculating pounds of particulate emissions from vehicles traveling on public roads. This will be discussed at the Public Workshop as well as some other minor changes to the rule.

D E C E M B E R 2 0 0 5

DATE	EVENT	DRAFT RULE AVAILABLE OR NOTICE OF PROPOSED RULEMAKING PUBLISHED	COMMENTS DUE	CONTACT
12/01/05 1.30 pm	Informal Stakeholder Workshop New Source Review (NSR) Rules	Draft NSR Rules Available 11/17/05	12/16/05	Johanna M. Kuspert 602.506.6710
	Expedited Rulemaking Rule 510 Air Quality Standards	Expedited Rulemaking Published 12/9/05	01/09/06	Hilary Hartline 602.506.3476
12/15/05 9 am	Oral Proceeding Rule 100 General Provisions And Definitions Appendix G Incorporated Materials	Notice Of Proposed Rulemaking Published 11/14/05	12/16/05	Hilary Hartline 602.506.3476
12/15/05 9 am	Oral Proceeding Rules 317, 321, 360, 370, 371	Notice Of Proposed Rulemaking Published 11/14/05	12/16/05	Hilary Hartline 602.506.3476
12/15/05 1.30 pm	Informal Stakeholder Workshop Rule 280 Fees	Draft Rule 280 Available 12/01/05	12/29/05	Dena Konopka 602.506.4057

Rule Summaries For Informal Stakeholder Workshops Scheduled In December 2005

Rule 280 - Fees

Maricopa County is proposing to amend Rule 280 to address EPA's Title V audit finding that the requirement to pay fees before permit issuance has contributed to the delay in issuance of initial Title V permits. Maricopa County will also review the revenue and expenditure projections assumed in establishing the current Rule 280 to determine if fee revenues are adequate to support the newly established Air Quality Department.

New Source Review (NSR) Rules

Maricopa County is proposing to revise Rule 100-General Provisions And Definitions, Rule 200-Permit Requirements, Rule 210-Title V Permit Provisions, Rule 240-Permit Requirements For New Major Sources And Major Modifications To Existing Major Sources, Rule 241-Permits For New Sources And Modifications To Existing Sources, Rule 500-Attainment Area Classification, and Appendix B-Standard Permit Application Form And Filing Instructions to correct deficiencies in Maricopa County's New Source Review (NSR) program/permit program, as identified by the Environmental Protection Agency (EPA). Maricopa County may add, delete, or modify additional rules as necessary.

Rule Summaries For Oral Proceedings Scheduled In December 2005

Rule 100 - General Provisions And Definitions And Appendix G - Incorporated Materials

Maricopa County is proposing to amend Rule 100 in order to reflect the Environmental Protection Agency's (EPA's) latest actions (69 Federal Register (FR) 69290 and 69 FR 69298 November 29, 2004) concerning the definition of volatile organic compound. Maricopa County also proposes to add the definition for PM_{2.5} to Rule 100. In 62 FR 38652 - 38760 (July 18, 1997), the EPA promulgated final rules implementing the national ambient air quality standard (NAAQS) for PM_{2.5}. Maricopa County will revise Rule 510-Air Quality Standards in a separate rulemaking. Maricopa County also proposes several technical corrections in this rulemaking, several revisions to be consistent with text used in 40 Code Of Federal Regulations (CFR) and the Arizona Administrative Code (AAC), and other revisions. This includes a proposal to update the outdated reference to AFP-644 and replace with a reference to "the Consolidated Emissions Reporting Rule in 40 CFR 51, Subpart A, Appendix A, Table 2A" in Rule 100, Section 503.

Maricopa County proposes to add a new Appendix G, which will incorporate by reference several test methods, protocols, and documents in one location.

Rules 317, 321, 360, 370, And 371

Maricopa County is proposing to amend Rule 317-Hospital/Medical/Infectious Waste Incinerators, Rule 321-Municipal Solid Waste Landfills, Rule 360-New Source Performance Standards, Rule 370-Federal Hazardous Air Pollutant Program, and Rule 371-Acid Rain in order to update federal references/dates. Maricopa County is also proposing to amend Rule 370 to delete/exclude compounds from the list of hazardous air pollutants (HAPs) to reflect recent revisions made by the Environmental Protection Agency (EPA). Changes to Rule 370, Subpart M-National Emission Standard For Asbestos are also being proposed. These include the requirement that notifications for asbestos will expire after one year; the requirement that all asbestos workers and contractor/supervisors have color photo identification on-site and available for inspection; and, the requirement to adequately wet all regulated asbestos containing material by using amended water.

Rule Summary For Expedited Rulemaking Scheduled In December 2005

Rule 510 - Air Quality Standards

A county may declare an expedited rulemaking if the rule is adopted pursuant to Arizona Revised Statutes (ARS) §49-112(B) and the rule incorporates a conforming change to directly reflect federal or state rule or law. Maricopa County is proposing Rule 510-Air Quality Standards as an expedited rulemaking. The Arizona Department of Environmental Quality (ADEQ) has updated its ambient air quality standards in a final rule published in the Arizona Administrative Register on September 2, 2005. The final rule reflects Federal Register (FR) notices published by the EPA on July 18, 1997 (62 FR 38652 and 62 FR 38894) promulgating new national ambient air quality standards (NAAQS) for 8-hour ozone and PM_{2.5}. The EPA also restated the NAAQS for sulfur oxides in 61 FR 25556 published on May 22, 1996.